

FREMONT BOARD OF SELECTMEN**07 JULY 2005****APPROVED 14 JULY 2005**

At 6:05 pm the Board's meeting was called to order by Chairman Cordes. Present were Selectmen Gene Cordes, Peter Bolduc, and Donald Gates Jr; and Town Administrator Heidi Carlson.

OLD BUSINESS

1. Selectmen read through the minutes for June 29, 2005. Motion was made by Bolduc and seconded by Gates to approve them as written. The vote was unanimously approved 3-0.

2. Carlson provided the Board with some more revaluation updates, including that the software install takes place next week, the computers arrived this week and are being put together by Dick Rand. The training on that software for Selectmen's Office Staff begins on Friday July 15th.

Carlson advised the Board about the meeting held last Friday between the Vision Supervisor, DRA, and the Town's consultant at MRI. The schedule for notices is slated at the end of July, with a callback period of one week followed by hearing in August from the 8th to the 12th, extended slightly into the next week as necessary. This will require approximately a one week contract extension to keep the schedule from bottlenecking and giving residents some time to get the hearing notice, provide for the callbacks, etc. Selectmen were not opposed to this extension and asked for Vision to put a contract letter or extension in place and forward it to the Board to sign.

3. Selectmen signed a return letter to Claire Houston regarding her concerns on the truck parked at 259 Main Street.

4. Selectmen were informed that there will be a presentation by the revaluation company at the Board's meeting at 6:00 pm on Thursday July 21, 2005.

NEW BUSINESS

1. Selectmen reviewed and approved the vendor manifest in the amount of \$9,255.80. Two manifests were signed.

2. Carlson reviewed with the Board current information about the irrigation system pump at the ballfields. The motor on the pump has burned up, and a new pump is necessary. Town crews did the labor earlier this week, and are also prepared to install a new pump in the well. Pricing has been obtained from the initial vendor who helped the town with the project, as well as from Epping Well & Pump. Selectmen asked for a price from R E Prescott as well. Once that is done, the cheapest pump will be purchased.

3. The Town has received the first payment on the timber sale harvest of the Town Forest. The amount received by the General Fund is \$737.56

4. Selectmen did not act on on a pole license from Verizon as it does not have the new verbiage on it from the March 2005 vote regarding use of the Town's right-of-way.

5. Selectmen signed the Town Clerk's 2005 Dog Warrant. There are still some names to be removed for people who have recently moved from Fremont.

APPOINTMENTS

At 6:50 pm Selectmen met with Department Heads Neal Janvrin and Richard Heselton. Chief Janvrin discussed with the Board the idea of a combined Exeter/Hampton District Court.

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Janvrin attended the joint meeting held on June 13th, to which this letter is a follow-up. The Selectmen received a letter from the Exeter Board of Selectmen requesting the Board's position on this matter. Selectmen deferred to Janvrin who said he would like to see a combined court in a central location with ease of access. The Selectmen's return letter to the Exeter Selectmen will state that as the Board's position.

Janvrin then discussed the cleanup of junk yards in Fremont. He is closing his case on the matter as the cleanup has been completed.

The two new part-time officers are coming along well, and will be at the part-time academy in September. Ross is finishing out his work schedule prior to deployment later this month, and Jason Grant is scheduled to begin working full-time on August 1, 2005.

There was some discussion about speeding concerns on certain roads at certain times of the evening and Chief Janvrin said this will be added to the patrol car information.

Chief Heselton said that there had been some vandalism at the fire pond on Whittier Drive. He discussed some recent inspection items as well.

Heselton said that he is interested in the meeting this evening about OHRV use on Town Property. Heselton added his thoughts in terms of noise pollution, and the potential fire hazard caused by vehicles and sparks.

Neal Janvrin left the meeting at 7:05 pm to attend the schedule study committee meeting at the Complex at 7:30 pm.

Cordes explained some of the issues the Town is dealing with in terms of OHRV use on the town property.

Selectmen felt that people needed to have a purpose for being on Town Property, to get from Point A to Point B and have written permission from landowners on either side of the Town's property.

There was further discussion about the vandalism at the hydrant on Whittier Drive (nearer to Senter Circle) and what that has done to the hydrant and fire protection. Selectmen discussed putting an article in the newsletter, as well as having the police check into the matter, with some investigation into the neighborhood and whether anyone saw anything. Heselton will draft something for the newsletter and speak to Chief Janvrin about the vandalism canvassing.

Heselton discussed the window inserts at the safety complex and some information on possible vendors for these inserts.

Heselton left the meeting at 7:25 pm.

Selectmen took a five minute recess.

Dan Itse did not appear for his scheduled appointment at 7:30 pm to discuss his vote on SB 11.

At 7:45 pm Police Detective Sergeant Reese Bassett came into the Board's meeting to discuss the OHRV policy. Selectmen reviewed the issues they were reviewing in terms of a request to use town property to get from one place to another for a specified purpose. Bassett discussed the OHRV use statutes and said there needs to be some way to designate the area where people are allowed to ride, and that they must have written permission on their person.

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Bassett discussed the changes to the statute, and that the rider must have written landowner permission on their person to ride on any private property.

Bassett estimated that there are some 50 miles of trails in Fremont. Technically no one is allowed to ride on a public way or publicly maintained park. He said the Police Department cannot possibly cover every trail all of the time, and that they focus on the highest traffic areas, and the areas where there are traditionally problems.

Conservation Commission members Jack Karcz and Bill Knee came into the meeting at 7:50 pm.

Bassett discussed the Department's approach to the OHRV issues. He described the problem areas.

Bassett reported the Department 222 total patrol hours this year; with compliance checks on 1723 machines to date, with 16 warnings and 48 summonses issued. Bassett said that the fine is \$84 for riding on private property without permission or \$120 if a rider is found riding posted No Trespassing or No ATV's.

There are some trail marking signs that indicate a trail is open for ATV use, but that means they are open to everyone. Also, if permission is given to a club or any club representative, then the trail is open to everyone. This can also be rescinded at any time by the landowner.

Selectmen described the question posed to them, which was a person wanting to cross town property to get from their own property to property of another family member. The Selectmen said they are considering this if there was a limit set to the time, speed, other landowner permission (on either side of the town property) as well as other items within the written permission slip.

The Police cannot enforce times of travel and speed limits even if it is on the permission slip, but Selectmen said they could in turn tear up the permission slip if a violation occurs, but it is not a police ticketable offense.

Bassett said he would be very rigid in the issuance of such permission slips, and suggested that people have solid reasoning and purpose/need for traveling on Town property.

There was discussion about the fact that Tavern Road travels through a prime wetland area. There are some ruts in Tavern Road which are primarily caused by vehicular traffic, not OHRV's.

Currently Selectmen are only considering individual requests within certain parameters for use of town property, with a functional reason for needing to be on town property, as well as having those owners give the Fremont Police Department permission to be on their property for enforcement reasons as well.

As the statute currently reads, there is no OHRV use allowed on any property (public or private) without written landowner permission.

Bassett said that any issues related to OHRV enforcement in any area of town can be directed to him. He said his email address is posted on the department's website.

There was continued discussion about OHRV regulations and this policy in general. The Selectmen are not intending to open up OHRV trails that do not currently exist.

Selectmen summarized some of the conservation issues as being no degradation of wetlands or town property.

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Bassett will follow up with the School Board about use of the School District Property located off of Main Street.

Bassett also discussed the fact that the Police Department has a lot of tools to use to be sure that in addition to being in compliance with the law that people are respectful of private property and the rights of others.

Conservation Commission members will further discuss this at their regular meeting on Monday evening, and were encouraged to submit other comments after that time, as well as schedule another meeting with the Selectmen if necessary.

The visitors left the Board's meeting at 9:05 pm.

Selectmen reviewed a pole license submitted to the Town Clerk by PSNH and Verizon for new poles on Kenniston Lane. A letter was drafted to Verizon and PSNH indicating that the pole license verbiage was not correct, returning the correct language and the pole license to them.

Selectmen discussed a Cape Disposal truck which leaked oil on Scribner road, as well as an incidence this week of the truck being in the wrong travel lane in a blind curve on Sandown Road. They will send a letter to Carl Hussey addressing both issues.

NEXT WEEK

The next regular Board meeting will be held on Thursday July 14, 2005 at 6:00 pm. Carlson will not be available until after 9:00 pm. Jeanne Nygren will be asked to cover the beginning of the meeting.

With no further business to come before the Board motion was made by Bolduc and seconded by Gates to adjourn the meeting at 9:50 pm.

Respectfully submitted,

Heidi Carlson
Town Administrator

C: PD FD HW SB PB HO BI RS EM